

Application No.: 09/582838

Case No.: 53859US008

REMARKS

Reexamination and reconsideration of the application is respectfully requested.

Miller requires that the microporous film have voids with a pore diameter of less than 0.1 Microns (see column 4, lines 12-14). The method of oil removal of the present invention relies on the use of a porous film where the pores or voids are from 0.2 to 5 microns (um). This is not taught or suggested in Miller.

As disclosed in the invention at page 8, lines 18-20 if the size of the pores or voids is less than 0.2 um it is difficult for the oil to change the film to become more transparent. Rapid change in transparency is a critical feature of the inventions cosmetic wipe and method of oil removal.

This change in transparency indicates to the user that oil has been removed and which sections of the cosmetic wipe are filled with oil and do this immediately as the wipe is being used. Time is not critical to Miller as the intent is a film to map out pores on a person's face, wiping would not even be possible, for mapping use.

Claim 12 and its dependent claims are clearly not anticipated or rendered obvious by Miller.

The UK reference GB 2061709 does not cure the deficiencies of Miller. This patent merely discloses a foam cleansing pad covered with a stretch nylon stocking material (it is not a film!). The invention of this patent is allegedly an improvement over cotton or cloth pads which are thrown out after one use. The desire is to produce a multiple use cleaning pad (see column 1, lines 1-58). The film of Miller is disposable as is the material used in the claimed invention. The GB reference teaches nothing relative to a porous film or any other type of film material.

In view of the above, it is submitted that the application is in condition for allowance. Reconsideration of the application is requested.

Respectfully submitted,

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Date

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